

MARGIE L. RICE
Mayor

TRI TA
Mayor Pro Tem

FRANK G. FRY
Council Member

ANDY QUACH
Council Member

TYLER DIEP
Council Member



AGENDA

CITY COUNCIL/REDEVELOPMENT AGENCY REGULAR MEETING

April 22, 2009

6:30 p.m. – Council Conference Room

7:00 p.m. – Council Chambers

**8200 WESTMINSTER BOULEVARD
WESTMINSTER, CALIFORNIA 92683**

If you need special assistance to participate in this meeting, please contact the City Clerk's office at (714) 898-3311. Notification of 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (28 CFR 35.102-35.104 American Disabilities Act Title II)

AGENDA INFORMATION

MEETINGS

Regular Meetings of the City Council/Redevelopment Agency are held the second and fourth Wednesday of each month at the hour of 6:00 p.m. (5:00 p.m. if deemed necessary) for Closed Session matters, if required. **The public session of the meeting shall commence at 7:00 p.m.** or as soon thereafter as possible.

While in the City Council Chamber, please *turn off* all cellular phones and pagers.

AGENDA INFORMATION

The agenda contains a brief general description of each item to be considered. Agendas are available at the entryway of the Council Chambers. Supporting documentation to each agenda item is available in the entryway for public review and is available on the City's web site at: <http://www.ci.westminster.ca.us>.

ATTENDANCE AND PARTICIPATION BY THE PUBLIC

Except as specifically provided by law for closed sessions, all meetings of the City Council/Redevelopment Agency shall be open and public. Every agenda for regular meetings of the City Council/Redevelopment Agency provides the public an opportunity to directly address the City Council/Agency Board on items of interest to the public that are within the subject matter jurisdiction of the City Council or on any agenda items. NO action may be taken on items not listed on the agenda unless authorized by law. Unless otherwise extended by the City Council/Agency Board, the amount of time for each individual speaker shall not exceed five (5) minutes.

AGENDA ON THE INTERNET

The Agenda is available at <http://www.ci.westminster.ca.us>. The agenda can be accessed on the internet on the Friday before the meeting on Wednesday.

TELEVISED MEETING SCHEDULE

Regular City Council/Agency meetings are broadcast live on Westminster Cable Channel 3 and REBROADCAST on Monday and Friday at 11:00 a.m.; Tuesday, Wednesday and Thursday at 7:00 p.m.; Wednesday at 12 noon; and Saturday and Sunday at 6:00 p.m.

PUBLIC USE OF COUNCIL CHAMBER EQUIPMENT

All computer presentations must be e-mailed or provided on a CD-ROM to the City Clerk at least 48 hours prior to the meeting. Items to be displayed on the overhead projector must be submitted to the City Clerk for review prior to use of the equipment.

AGENDA

April 22, 2009

6:30 P.M. CLOSED SESSION

PUBLIC COMMENTS MAY BE RECEIVED BY THE CITY COUNCIL/REDEVELOPMENT AGENCY PRIOR TO ANY ITEM TO BE CONSIDERED IN CLOSED SESSION.

CALL TO ORDER: RICE, TA, FRY, QUACH, DIEP

ROLL CALL

PRESENT:

ABSENT:

CLOSED SESSION:

The City Council/Redevelopment Agency will recess to a Closed Session for the following purposes:

- 1) Conference with Real Property Negotiator pursuant to Government Code Section 54956.8: Property: 14452 Chestnut Street; Agency Negotiator: Executive Director Ray Silver, Chet Simmons, Economic Development Specialist and Marwan Youssef, Director of Public Works/City Engineer; Negotiating Party: Thao Lee; Under Negotiation: Price and Terms of Payment; and
- 2) Conference with Legal Counsel pursuant to Government Code Section 54956.9(a): Existing Litigation: Hendrick vs. City of Westminster; OC Superior Case No. 07CC09208.

RECESS:

NOTE: Any writings or documents provided to a majority of the City Council/Agency Board regarding any item on this agenda is available for public inspection at the public counter at City Hall located at 8200 Westminster Boulevard, Westminster, CA during normal business hours, except such documents that relate to closed session items or which are otherwise exempt from disclosure under applicable law. These writings are also available for review in the public access binder located in the entryway to the Council Chambers.

AGENDA

April 22, 2009

7:00 P.M.

The City Council/Redevelopment Agency of the City of Westminster will regularly convene in joint session for the purpose of considering the following City Council/Redevelopment Agency Agenda items. The Westminster Public Financing Authority is also an agency on which Council serves as members. This Agency may also have items scheduled.

RECONVENE CITY COUNCIL/REDEVELOPMENT AGENCY MEETING

ROLL CALL: RICE, TA, FRY, QUACH, DIEP

PRESENT:

ABSENT:

SALUTE TO FLAG: Council Member Diep

INVOCATION:

REPORT OUT OF CLOSED SESSION:

The City Attorney shall determine if any actions taken by the City Council/Redevelopment Agency in Closed Session shall require a reporting on those actions as required by law (Government Code 54957.1(a) (3) (B)).

REPORT FROM CITY CLERK ON LATE COMMUNICATION ITEMS

1. ORAL COMMUNICATIONS

THIS IS THE TIME OF THE MEETING THAT MEMBERS OF THE PUBLIC MAY ADDRESS THE CITY COUNCIL/REDEVELOPMENT AGENCY REGARDING ANY ITEMS ON THE AGENDA OR NON-AGENDA ITEMS THAT ARE WITHIN THE SUBJECT MATTER JURISDICTION, EXCEPT PUBLIC HEARING ITEMS. MEMBERS OF THE PUBLIC WISHING TO ADDRESS PUBLIC HEARING ITEMS SHALL DO SO AT THE TIME OF THE PUBLIC HEARING. UNLESS OTHERWISE EXTENDED BY A MAJORITY VOTE OF THE CITY COUNCIL/AGENCY BOARD, COMMENTS SHALL BE LIMITED TO FIVE (5) MINUTES PER SPEAKER.

ANY PERSON WISHING TO ADDRESS THE CITY COUNCIL/AGENCY BOARD SHOULD COMPLETE A GREEN SPEAKER SLIP THAT IS PROVIDED AT THE ENTRANCE TO THE COUNCIL CHAMBERS AND SUBMIT THE CARD TO THE CITY CLERK/SECRETARY. WHEN YOUR NAME IS CALLED, PLEASE STEP TO THE PODIUM AT THAT TIME AND STATE YOUR NAME AND CITY OF RESIDENCE FOR THE RECORD.

SPECIAL PRESENTATIONS:

A. Recognition of PTA Reflections Contest Winners

B. **Presentation of Proclamation – Arson Awareness Week – May 3-9, 2009**

AGENDA

April 22, 2009

2. CONSENT CALENDAR

ALL MATTERS LISTED UNDER THE CONSENT CALENDAR ARE CONSIDERED ROUTINE AND MAY BE APPROVED BY A SINGLE MOTION FOLLOWED BY A ROLL CALL VOTE. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS MEMBERS OF THE CITY COUNCIL/REDEVELOPMENT AGENCY BOARD OR STAFF REQUEST THAT SPECIFIC ITEMS BE REMOVED FROM THE CONSENT CALENDAR FOR SEPARATE ACTION OR DISCUSSION.

APPROVAL OF MINUTES

- 2.1** **(City Council/Redevelopment Agency) Minutes of the Regular Meeting of the City Council/Redevelopment Agency of March 25, 2009 and Minutes of the Regular Meeting of the City Council/Redevelopment Agency of April 8, 2009.** (Marian Contreras)

RECOMMENDATION: Approve.

ROUTINE MATTERS

- 2.2** **Claims Against The City** (Eddie Manfro)

RECOMMENDATION: Staff recommends the Mayor and City Council deny claims against the City from:

- a) **Darryl Patterson in the amount of \$470,000.00.**
- b) **American Tow and Auto Repairs \$4,085.74.**
- c) **State Farm Insurance in the amount of \$510.58.**
- d) **Judith Carrion in the amount of \$7,000.00.**

- 2.3** **Agreement to Transfer Property or Funds for the 2008 Orange County Homeland Security Grant Program Purposes. (Andy Hall)**

RECOMMENDATION: Staff recommends that the Mayor and City Council approve an agreement with the County of Orange to transfer property or funds for the 2008 Homeland Security Grant Program purposes and authorize the Chief of Police to execute the agreement on behalf of the City.

- 2.4** **Revised classification specification for City Clerk. (Eddie Manfro)**

RECOMMENDATION: Staff recommends that the Mayor and City Council approve the revised classification specification for City Clerk.

AGENDA

April 22, 2009

2. CONSENT CALENDAR (Continued)

2.5 Increase Purchase Order with Dooley Enterprise, Inc. and San Diego Police Equipment for Firearm Ammunition for Fiscal Year 2008-09. (Andy Hall)

RECOMMENDATION: Staff recommends that the Mayor and City Council authorize purchase order increases for the purchase of Firearm Ammunition as follows:

- 1) Authorize an increase of \$10,000 to Purchase Order 5156 with Dooley Enterprises; and
- 2) Authorize an increase of \$10,000 to Purchase Order 5155 with San Diego Police Equipment

2.6 (Agency) Exclusive Negotiating Agreement with Sequoia Standard for Workforce Housing (Doug McIsaac)

RECOMMENDATION: Staff recommends that the Chair and Agency Board approve the Exclusive Negotiating Agreement (ENA) with Sequoia Standard for a proposed Workforce Housing development at 202-210 Hospital Circle, and authorize the Chair to execute the Agreement on behalf of the City.

2.7 Microsoft Enterprise Agreement for software maintenance and updates. (James McAuliffe)

RECOMMENDATION: Staff recommends that the City Council approve the City of Westminster renewing participation in an Enterprise Agreement negotiated by the County of Riverside with Microsoft for software support and updates for a period of 5 years for a fixed yearly fee of \$76,431.47. The reseller for the transaction under the County of Riverside Agreement is CompuCom Systems Inc.

2.8 Change Order with ASCI Security and Notice of Completion for Keri Access Control System for City Buildings. (Marwan Youssef)

RECOMMENDATION: Staff recommends that the Mayor and City Council:

- 1) Approve an increase of \$7,983.00 to Purchase Order No. 5690 with ASCI Security; and
- 2) Accept the subject project and authorize the City Clerk to file a Notice of Completion with the County Recorder's Office.

AGENDA

April 22, 2009

2. CONSENT CALENDAR (Continued)

2.9 Change Order with Thomco Construction, Inc. and Notice of Completion for Senior Center Men's and Women's Restroom ADA Upgrade at Community Services Building. (Marwan Youssef)

RECOMMENDATION: Staff recommends that the Mayor and City Council:

- 1) Approve an increase of \$1,432.00 to Purchase Order No. 5905 with Thomco Construction, Inc.; and
- 2) Accept the subject project and authorize the City Clerk to file a Notice of Completion with the County Recorder's Office.

2.10 Notice of Completion for the Work Performed by All American Asphalt, Inc. for City-Wide Residential Overlay Street Improvements Project – Project No. Overlay 08-09. (Marwan Youssef)

RECOMMENDATION: Staff recommends that the Mayor and City Council accept the subject project and authorize the City Clerk to file a Notice of Completion with the County Recorder's Office

2.11 Notice of Completion for work performed by C.S. Legacy for the Community Services Parking Lot Improvements. (Marwan Youssef)

RECOMMENDATION: Staff recommends that the Mayor and City Council:

- 1) Allocate \$22,544.44 from the Redevelopment Fund Contingency Account to the Community Services Parking Lot Improvements Account to cover the costs of the project; and
- 2) Accept the subject project and authorize the City Clerk to file a Notice of Completion with the County Recorder's Office.

2.12 Coastline Community College Proposed Signage on Westminster Boulevard. (Marwan Youssef)

RECOMMENDATION: Staff recommends that the Mayor and City Council:

- 1) Approve the Coastline Community College's proposal to install directional signage on Westminster Boulevard; and
- 2) Waive the permit fee for Coastline Community College to complete the work.

AGENDA

April 22, 2009

2. CONSENT CALENDAR (Continued)

2.13 County of Orange City Aid Program Agreement for Fiscal Year 2009-2010. (Marwan Youssef)

RECOMMENDATION: Staff recommends that the Mayor and City Council approve an agreement with the County of Orange for participation in "Proposition 42 City Aid Program" funding, and authorize the Mayor to execute the agreement on behalf of the City, for the following City-Wide Residential Overlay Street Improvement Projects:

- a) Klamath Drive from N/O Kiowa Road to N/O Navajo Road
- b) Apache Road from E/O Seneca Drive to W/O Edwards Street
- c) Kiowa Road from E/O Cheyenne Road to W/O Cayuwa Road
- d) Riata Street from S/O Jennrich Avenue to End.
- e) Cloverdale Avenue from E/O Grey Oaks Street to End *
- f) Candlewood Street from Westhaven Drive to Cloverdale Avenue *

*(Only if additional funds over \$217,120 are granted by the County)

2.14 Budget Amendment to Human Trafficking Grant. (Andy Hall)

RECOMMENDATION: Staff recommends that the Mayor and City Council:

- 1) Approve an amendment to the Fiscal Year 2008-09 adopted budget to modify budgeted expenditures for Fund 252 of the Orange County Human Trafficking Task Force (OCHTTF) Grant.
- 2) Approve the immediate hiring of two Civilian Investigators to be funded by the OCHTTF Grant.

ORDINANCES (SECOND READING)/RESOLUTIONS

2.15 (Second Reading) Ordinance No. 2444 - An Ordinance of the Mayor and City Council of the City of Westminster Amending the Official City of Westminster Zoning Map Implementing a Change of Zoning (Case No. 2009-05) from C-2, Commercial General-Business to R-5, Residential Multiple-Units (19 to 24 units per acre) District for the property located at 13931 Cedar Street (Assessor's Parcel Number 096-083-17). (Art Bashmakian)

RECOMMENDATION: Staff recommends that the Mayor and City Council adopt Ordinance No. 2444 and waive further reading.

AGENDA

April 22, 2009

2. CONSENT CALENDAR (Continued)

2.16 (Second Reading) Ordinance No. 2443 – An Ordinance of the Mayor and City Council of the City of Westminster authorizing an amendment to the contract with the California Public Employees' Retirement System. (Eddie Manfro)

RECOMMENDATION: Staff recommends that the Mayor and City Council adopt Ordinance No. 2443 entitled, "An Ordinance of the Mayor and City Council of the City of Westminster Authorizing an Amendment to the Contract between the City Council of the City of Westminster and the Board of Administration of the California Public Employees' Retirement System", and waive further reading.

(Urgency Ordinance) Urgency Ordinance No. 2445 – An Urgency Ordinance of the Mayor and City Council of the City of Westminster authorizing an amendment to the contract with the California Public Employees' Retirement System. (Eddie Manfro)

Staff recommends that the Mayor and City Council adopt Urgency Ordinance No. 2445 entitled, "An Urgency Ordinance of the Mayor and City Council of the City of Westminster Authorizing an Amendment to the Contract between the City Council of the City of Westminster and the Board of Administration of the California Public Employees' Retirement System", and waive further reading.

2.17 Resolution No. 4226 – A Resolution of the Mayor and City Council of the City of Westminster Approving Case No. 2008-69 Pertaining to a Variance Request to Maintain an Existing One-Car Garage In-Lieu of Modifying the Garage into a Two-Car Garage Located at 14162 Nancy Lee Drive (Assessor's Parcel Number 195-312-09). (Art Bashmakian)

RECOMMENDATION: Staff recommends that the Mayor and City Council adopt Resolution No. 4226.

ADMINISTRATIVE ITEMS

2.18 Fee Waiver Request from the Union of Vietnamese Students Association of Southern California to hold its first annual Youth Conference in the East/West room in the Community Services & Recreation building on Saturday, April 25, 2009 from 2:45 p.m. to 6:30 p.m. (Greg Johnson)

RECOMMENDATION: Staff recommends that the Mayor and City Council approve the fee waiver request as outlined in the fee waiver policy for use of City facilities by Community/Non-Profit Organizations.

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2. CONSENT CALENDAR (Continued)

- 2.19 Special Event Permit application from The Vietnamese American Unified Buddhist Congress in the USA to hold Buddha's Birthday Celebration on Sunday, May 10, 2009 between the hours of 8:00 a.m. until 8:00 p.m. (includes set up and clean up times). The event will take place at the Buddhist Temple located at 14472 Chestnut Street. Applicant estimates the attendance will be 800 people. (Greg Johnson)

RECOMMENDATION: Staff recommends that the Mayor and City Council approve the Special Event Permit application subject to the conditions attached to the staff report.

WARRANT REGISTER

- 2.20 (City Council/Redevelopment Agency) Warrant Register dated March 25, 2009 through April 14, 2009. (Paul Espinoza)

RECOMMENDATION: Approve.

INFORMATION AND REPORTS

- 2.21 Minutes of the Youth Committee meeting held on February 11, 2009. (Greg Johnson)

RECOMMENDATION: Receive and file.

- 2.22 Minutes of the Planning Commission meeting held on March 18, 2009. (Doug McIsaac)

RECOMMENDATION: Receive and file.

- 2.23 Community Development Monthly Activity Report – March 2009. (Doug McIsaac)

RECOMMENDATION: Receive and file.

END OF CONSENT CALENDAR

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AGENDA

April 22, 2009

3. COMMISSION/COMMITTEE ITEMS SUBJECT TO REVIEW

3.1 The actions of the Planning Commission meeting held on April 15, 2009.

RECOMMENDATION: That the City Council determine if they wish to call up any items for review from the Planning Commission meeting of April 15, 2009

- 1) Case No. 2009-14 Zoning Text Amendment to allow limited entertainment in conjunction with a restaurant, bar, lounge, club coffee shop or any other similar establishment without a conditional use permit within Commercial Districts.

Planning Commission Action: Recommended against the adoption of the ordinance 3-2 (Tran, Vo). This action is final unless appealed. Appeal period ends May 4, 2009.

- 2) Case No. 2008-88 Design Review and Site Plan Review to develop three residential apartment units located at 7742 13th Street.

Planning Commission Action: Approved 5-0. Appeal period ends May 4, 2009.

- 3) Case No. 2006-82 Review of previously approved Conditional Use Permit for Howie's Game Shack Located at 1025 Westminster Mall.

Planning Commission Action: Received and filed 5-0.

- 4) Case No. 2008-52 Review of a previously approved Conditional Use Permit for Citryst Restaurant located at 15440 Brookhurst Street.

Planning Commission Action: Voted not to initiate a public hearing 3-2 (Turro, Bertels).

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4. PUBLIC HEARINGS

ANYONE WISHING TO SPEAK ON AN OPEN PUBLIC HEARING IS REQUESTED TO COMPLETE A GREEN SPEAKER SLIP THAT IS PROVIDED AT THE ENTRANCE TO THE COUNCIL CHAMBERS. PLEASE SUBMIT THE SPEAKER SLIP TO THE CITY CLERK/SECRETARY. WHEN YOUR NAME IS CALLED, PLEASE STEP TO THE PODIUM AT THAT TIME AND STATE YOUR NAME AND ADDRESS FOR THE RECORD.

AFTER THE PUBLIC HEARING IS OPENED, PERSONS SPEAKING IN FAVOR WILL BE HEARD FIRST, FOLLOWED BY THOSE PERSONS SPEAKING IN OPPOSITION; AND THEN PERSONS SPEAKING IN REBUTTAL. ONLY THOSE PERSONS WHO HAVE SPOKEN IN FAVOR WILL BE PERMITTED TO SPEAK IN REBUTTAL. SPOKESPERSON(S) DESIGNATED TO SPEAK IN FAVOR OR IN OPPOSITION WILL HAVE TWELVE (12) MINUTES TO SPEAK. THEREAFTER, EACH PERSON SPEAKING IN FAVOR OR IN OPPOSITION WILL HAVE THREE (3) MINUTES. THE TOTAL TIME FOR SPEAKING IN FAVOR OR IN OPPOSITION SHALL NOT EXCEED 30 MINUTES. THOSE PERSONS SPEAKING IN REBUTTAL WILL HAVE THREE MINUTES EACH, OR A TOTAL OF 20 MINUTES. THE CITY COUNCIL MAY USE ITS DISCRETION TO ALLOW A SPEAKER TO EXCEED THE TIME LIMITS.

NOTE: IF A CHALLENGE IS MADE BY ANY PARTY IN COURT FROM ACTIONS ARISING OUT OF A PUBLIC HEARING, YOU MAY BE LIMITED TO RAISING ONLY THOSE ISSUES YOU OR SOMEONE ELSE RAISED AT THE PUBLIC HEARING DESCRIBED IN THIS NOTICE OR IN WRITTEN CORRESPONDENCE DELIVERED AT THE PUBLIC HEARING OR PRIOR THERETO.

4.1 Allocation of FY 2009-2010 HOME Investment Partnerships (HOME) and Community Development Block Grant (CDBG) funds. (Kathy Johnston)

Staff Report

Mayor and City Council Discussion

Open Public Hearing

 Speaking in Favor

 Speaking in Opposition

 Speaking in Rebuttal (*only those who spoke in favor can speak in rebuttal*)

Close Public Hearing

Mayor and Council Member Comments

Council Action

RECOMMENDATION: Staff recommends that the Mayor and City Council:

- 1) Allocate FY 2009 HOME funds in the amount of \$455,343 and FY 2009 CDBG funds in the amount of \$1,108,334 as per the 2009 Allocation Spreadsheets attached to the staff report, contingent upon the successful completion of the environmental process; and
- 2) Authorize the City Manager to execute all required documents and submit the application to the U. S. Department of Housing and Urban Development (HUD) by May 15, 2009.

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April 22, 2009

5. MATTERS FROM COUNCIL/AGENCY/AUTHORITY MEMBERS

5.1 Council/Agency Member Items

5.2 AB 1234 Reports

5.3 Consideration of changing payment terms for Shoreline Ambulance from monthly to weekly. (Mayor Rice)

RECOMMENDATION: That the Mayor and City Council provide direction to staff.

5.4 Resolution No. 4228 - A Resolution of the Mayor and City Council of the City of Westminster declaring the Vietnamese Boat People Memorial as a Symbol of Freedom and Place of Remembrance. (Mayor Rice/Mayor Pro Tem Ta)

RECOMMENDATION: That the Mayor and City Council adopt Resolution No. 4228.

6. MATTERS FROM CITY MANAGER/EXECUTIVE DIRECTOR

6.1 Special Event Permit application from The Southern California Dachshund Rescue to hold a Picnic, Adoption and Education Event on Saturday, June 6, 2009 between the hours of 8:00 a.m. until 5:00 p.m. (includes set up and clean up times). The event will take place at Indian Village Park located at 6060 Hefley Street. Applicant estimates the attendance will be 100 people. (Greg Johnson)

RECOMMENDATION: Staff recommends that the Mayor and City Council:

- 1) Approve the Special Event Permit application subject to the conditions attached to the staff report; and
- 2) Consider the applicant's request to:
 - a. Waive the \$100 processing fee; and
 - b. Decrease the special event insurance amount from \$2,000,000. (two million dollars) per occurrence and general aggregate, to \$1,000,000. (one million dollars) per occurrence and \$2,000,000. (two million dollars) general aggregate. Westminster Municipal Code Section 9.61.080 gives the City Council the discretion to either increase or decrease the amount of insurance coverage required for events.

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6. MATTERS FROM CITY MANAGER/EXECUTIVE DIRECTOR

6.2 Status report on the Moran and Weststate Streets Business Area Land Use Study, including the results of parking and traffic studies and the outcome of meetings with property owners on Moran and Weststate Streets. (Doug McIsaac)

RECOMMENDATION: Staff recommends that the Mayor and City Council receive and file the report on the Moran and Weststate Streets Business Area Land Use Study and direct staff to continue the comprehensive planning efforts (the formulation of development and design standards and procedures to facilitate new mix of uses including retail, restaurant, entertainment, office, residential and other service oriented uses), with the exception of the properties along Weststate Street.

6.3 Administrative Regulation-Naming City Facilities. (Greg Johnson)

RECOMMENDATION: Staff recommends that the Mayor and City Council approve the attached Administrative Regulation for naming City facilities and direct the City Manager to implement the policy.

6.4 Professional Services Contract with Revenue & Cost Specialists, LLC (RCS) to perform a Comprehensive User Fee Study. (Paul Espinoza)

RECOMMENDATION: Staff recommends that the Mayor and City Council:

1. Authorize an appropriation in the amount of \$18,000 to the Finance Administration Program; and
2. Approve the Professional Services Contract with RCS in the amount of \$18,000 for updating the City's Cost Control System and authorize the City Manager to execute the Agreement on behalf of the City.

6.5 (City/Agency) Fiscal Year 2008-09 Education Revenue Augmentation Fund (ERAF) Shift. (Paul Espinoza)

RECOMMENDATION: Staff recommends that the Mayor/Chair and City Council/Agency Board approve the payment of \$2,498,095 (Two Million Four Hundred and Ninety Eight Thousand and Ninety Five Dollars) to the California Department of Finance.

AGENDA

April 22, 2009

7. WRITTEN COMMUNICATIONS (Public)

7.1 Request from The Rose Center Foundation for financial assistance from the City in the amount of \$2,500 to help defray expenses for the Mayor's Ball to be held on Saturday, June 20, 2009.

RECOMMENDATION: That the Mayor and City Council:

- 1) Approve a budget transfer of \$2,500 from the General Fund Unrestricted/Undesignated Fund Balance to the Community Promotions Special Departmental Expenses Account; and
- 2) Approve the request from The Rose Center Foundation for financial assistance with the Mayor's Ball in the amount of \$2,500.

8. LEGISLATIVE ITEMS

8.1 Consideration of Ordinance No. 2446 establishing procedures for bidding on public projects under the Uniform Public Construction Cost Accounting Act. (Paul Espinoza)

RECOMMENDATION: Staff recommends that the Mayor and City Council introduce Ordinance No. 2446 "An Ordinance of the Mayor and City Council of the City of Westminster to amend Chapter 3.44 (Purchasing System) of the Westminster Municipal Code, and adding Chapter 3.45 relating to procedures for Public Projects under the Uniform Public Construction Cost Accounting Act", and waive further reading.

9. COMMISSION AND COMMITTEE ITEMS

9.1 Staff Proposal to Install Parking Restrictions on the South Side of Bishop Place West of Brookhurst Street-T.C. 09-100.

TRAFFIC COMMISSION RECOMMENDATION: That the Mayor and City Council adopt Resolution No. 4227 entitled, "A Resolution of the Mayor and City Council of the City of Westminster Providing for No Parking or Stopping at a Certain Location on the South Side of Bishop Place, West of Brookhurst Street.

9.2 Request to Install All-Way Stop Signs at the Intersection of Jackson Street and 23rd Street – T.C. 88-116.

TRAFFIC COMMISSION RECOMMENDATION: That the Mayor and City Council adopt Resolution No. 4219 entitled, "A Resolution of the Mayor and City Council of the City of Westminster providing for the installation of all-way stop signs at the intersection of Jackson Street and 23rd Street".

AGENDA

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9. COMMISSION AND COMMITTEE ITEMS (Continued)

9.3 Parking Fine Offset Pursuant to Senate Bill 1407 and Fine Increases for Commercial Vehicle and Street Sweeping Violations.

TRAFFIC COMMISSION RECOMMENDATION: That the Mayor and City Council adopt Resolution 4221 entitled, A Resolution of the Mayor and City Council of the City of Westminster concerning the increase in parking fines to offset state penalties under Senate Bill 1407 and an increase in commercial vehicle and street sweeping parking fines,” enacting the following changes:

- a) SB 1407 raises the state court construction penalty collected on all parking violations by \$4.50;
- b) Approve an increase in the base commercial vehicle parking fine of \$14.00 ; and
- c) Approve an increase in the base street sweeping violation fine of \$7.00.

10. COUNCIL/AGENCY ADJOURNMENT: To Wednesday, May 6, 2009 at 6:00 p.m. in the Council Chambers for the purpose of a study session to discuss the 2009-10 budget and other City/Agency business.

DECLARATION: This agenda was posted on the Bulletin Board outside of the Council Chambers, where completely accessible to the public, at least 72 hours in advance of the City Council/Redevelopment Agency meeting.

Marian Contreras

Marian Contreras, City Clerk/Agency Secretary